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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/521,335	03/09/2000	Birgit Oppmann	DX0935K	2729

28008 7590 07/02/2002  
DNAX RESEARCH INSTITUTE  
LEGAL DEPARTMENT  
901 CALIFORNIA AVENUE  
PALO ALTO, CA 94304

EXAMINER

HAYES, ROBERT CLINTON

ART UNIT	PAPER NUMBER
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1647

DATE MAILED: 07/02/2002

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Please find below and/or attached an Office communication concerning this application or proceeding.



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**Please find below a communication from the EXAMINER in charge of this application**

Commissioner of Patents

The reply filed on 7/30/01 (paper #8) is not fully responsive to the prior Office action of 7/03/01 (paper #7). Note that pages 5-6 of the restriction also required election of a single SEQ ID NO encoding a single SEQ ID NO for elected Group VI. Further, note that 37 CFR 1.822(o) states that a sequence made up of *one or more noncontiguous segments* of a larger sequence *or segments from different sequences* shall be presented as a separate sequence, and that 37 CFR 1.821 (a)(2)(d) states that each sequence disclosed must appear separately in the "Sequence listing", and referenced appropriately *in the text of the description* and the claims. See MPEP 2422 & 2431. See also MPEP 714.03 and 821.03.

Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Robert Hayes (Art Unit 1647) whose telephone number is (703) 305-3132.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Gary Kunz, can be reached on (703) 308-4623. The fax phone number for this Group is (703) 308-4242.

The examiner can normally be reached on Monday through Thursday, and alternate Fridays from 8:30 AM to 5:00 PM.

Robert C. Hayes, Ph.D.  
July 1, 2002

  
GARY L. KUNZ  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 1000